

FILED: March 20, 2013

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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No. 11-2181  
(3:07-cv-00011-MOC)

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ELENA M. DAVID; ARLEEN J. STACH; VICTOR M. HERNANDEZ

Plaintiffs - Appellants

v.

J. STEELE ALPHIN; AMY WOODS BRINKLEY; EDWARD J. BROWN, III;  
CHARLES J. COOLEY; RICHARD M. DEMARTINI; BARBARA J. DESOER;  
JAMES H. HANCE; LIAM E. MCGEE; EUGENE M. MCQUADE; ALVARO G.  
DE MOLINA; MICHAEL E. O'NEILL; OWEN G. SHELL, JR.; R. EUGENE  
TAYLOR; F. WILLIAM VANDIVER, JR.; BRADFORD H. WARNER;  
KENNETH D. LEWIS; BANK OF AMERICA CORPORATION; BANK OF  
AMERICA CORPORATION CORPORATE BENEFITS COMMITTEE; J. TIM  
ARNOULT; CATHERINE P. BESSANT; TIMOTHY MAYAPOULOUS; BRIAN  
T. MOYNIHAN

Defendants - Appellees

and

WILLIAM BARNET, III; WALTER E. MASSEY; JOHN T. COLLINS; GARY L.  
COUNTRYMAN; PAUL FULTON; CHARLES K. GIFFORD; THOMAS J.  
MAY; PATRICIA E. MITCHELL; EDWARD L. ROMERO; THOMAS M.  
RYAN; O. TEMPLE SLOAN, JR.; MEREDITH R. SPANGLER; ROBERT L.  
TILLMAN; JACKIE M. WARD; BANK OF AMERICA CORPORATION  
BOARD OF DIRECTORS; FRANK P. BRAMBLE, SR.; TOMMY R. FRANKS

Defendants

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AARP; PENSION BENEFIT GUARANTY CORPORATION; HILDA L. SOLIS,  
Secretary of Labor

Amici Supporting Appellant

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M A N D A T E

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The judgment of this court, entered January 14, 2013, takes effect today.

This constitutes the formal mandate of this court issued pursuant to Rule  
41(a) of the Federal Rules of Appellate Procedure.

/s/Patricia S. Connor, Clerk